



FEB - 2008

U.S. Department of Justice

United States Attorney
Southern District of New York86 Chambers Street
New York, New York 10007

February 1, 2008

VIA FACSIMILEHon. Kenneth M. Karas
United States District Judge
United States Courthouse
300 Quarropas Street, Chambers 533
White Plains, NY 10601**MEMO ENDORSED**Re: Belov v. Quarantillo,
07 Civ. 10292 (KMK)

Dear Judge Karas:

I write respectfully to request a sixty-day extension of time, from February 1 to April 1, to respond to the complaint in the above-referenced civil action. This is the Government's first request for an extension.

This is a mandamus action in which the plaintiffs, husband and wife, seek an order compelling Citizenship and Immigration Services ("CIS") to adjudicate their applications for adjustment of status. After the complaint was filed, this Office was informed by CIS that plaintiff Vladimir Belov's application was adjudicated and, in fact, granted. A copy of the first page of Vladimir's application for adjustment of status, which contains an "approved" stamp, is attached.

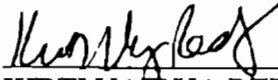
CIS has further informed me that although plaintiff Tamara Belova's application remains pending, it is attempting to adjudicate her application in an expedited manner. Accordingly, we request a sixty-day extension of time to provide CIS additional time to adjudicate Tamara's adjustment application. Plaintiff's counsel, Jacqueline Meyer, consents to a forty-five day extension of time. However, in light of the fact that CIS has adjudicated Vladimir's application and providing CIS sufficient time to complete the adjudication of Tamara's application would render this case moot, we request a sixty-day extension of time.

I thank the Court for its consideration of this request.

USDS SDNY
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DOC #: _____
DATE FILED: _____

Respectfully,

MICHAEL J. GARCIA
United States Attorney for the
Southern District of New York



By: 
KIRTI VAIDYA REDDY
Assistant United States Attorney
(212) 637-2751

cc: Jacqueline Meyer, Esq. (via facsimile)

Enclosures

Granted. The Government has until
April 1, 2008 to respond to the complaint.

So Ordered.

 M 
2/4/08

Department of Homeland Security
U.S. Citizenship and Immigration Services

485, Application to Register
Permanent Residence or Adjust Status

START HERE - Please type or print in black ink.

Part 1. Information about you.

Family Name BELOV	Given Name Vladimir	Middle Name M
Address - C/O		
Street Number and Name 22 Joan Avenue		Apt. #
City White Plains		
State New York	Zip Code 10607	
Date of Birth (mm/dd/yyyy) 02/27/1946	Country of Birth Russia	
Country of Citizenship/Nationality: Belarus		
U.S. Social Security # 071-82-2471	A # (if any) 96972424	
Date of Last Arrival (mm/dd/yyyy) 01/15/2006	I-94 # 42630719111	
Current USCIS Status G-4	Expires on (mm/dd/yyyy) D/S	

Part 2. Application Type. (check one)

I am applying for an adjustment to permanent resident status because:

- a. ☒ an immigrant petition giving me an immediately available immigrant visa number has been approved. (Attach a copy of the approval notice, or a relative, special immigrant juvenile or special immigrant military visa petition filed with this application that will give you an immediately available visa number, if approved.)
- b. ☐ my spouse or parent applied for adjustment of status or was granted lawful permanent residence in an immigrant visa category that allows derivative status for spouses and children.
- c. ☐ I entered as a K-1 fiancé(e) of a United States citizen whom I married within 90 days of entry, or I am the K-2 child of such a fiancé(e). (Attach a copy of the fiancé(e) petition approval notice and the marriage certificate).
- d. ☐ I was granted asylum or derivative asylum status as the spouse or child of a person granted asylum and am eligible for adjustment.
- e. ☐ I am a native or citizen of Cuba admitted or paroled into the United States after January 1, 1959, and thereafter have been physically present in the United States for at least one year.
- f. ☐ I am the husband, wife or minor unmarried child of a Cuban described above in (e) and am residing with that person, and was admitted or paroled into the United States after January 1, 1959, and thereafter have been physically present in the United States for at least one year.
- g. ☐ I have continuously resided in the United States since before January 1, 1972.
- h. ☐ Other basis of eligibility. Explain. (If additional space is needed, use a separate piece of paper.)

I am already a permanent resident and am applying to have the date I was granted permanent residence adjusted to the date I originally arrived in the United States as a nonimmigrant or parolee, or as of May 2, 1964, whichever date is later, and: (Check one)

- i. ☐ I am a native or citizen of Cuba and meet the description in (c), above.
- j. ☐ I am the husband, wife or minor unmarried child of a Cuban, and meet the description in (f), above.

FOR USCIS USE ONLY

Returned	Receipt
Resubmitted	Reloc Sent
Reloc Rec'd	

MSC-06-269-10005
06/23/2006

1-485

2006 JUN 26 AM 12:10

☒ Applicant interviewed

10-25-'06
Label Belov, IAD

Section of Law

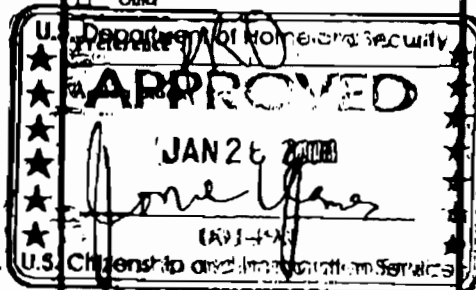
- ☐ Sec. 209(b), INA
☐ Sec. 13, Act of 9/11/57
☒ Sec. 245, INA
☐ Sec. 249, INA
☐ Sec. 2 Act of 11/2/66
☐ Sec. 2 Act of 11/2/66
☐ Other

Country Chargeable

Belarus

Eligibility Under Sec. 245

- ☒ Approved Visa Petition
☐ Dependent of Principal Alien
☐ Special Immigrant
☐ Other



To Be Completed by
Attorney or Representative, if any

- ☒ Fill in box if G-28 is attached to represent the applicant

VOLAG#

ATTY State License #